

Reginald Lee
v. Officer Dante Hemingway, et al.

Deponent: REGINALD LEWIS LEE
January 13, 2003

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1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE DISTRICT OF MARYLAND

3 REGINALD LEE,

4 Plaintiff

5 vs. Civil Action No.:

6 OFFICER DANTE HEMINGWAY, S-02-2843

7 et al.,

8 Defendants

9 -----

10 Deposition of REGINALD LEWIS LEE, called for

11 examination by Counsel for the Defendants, having been

12 sworn by Martin J. Giordano, Registered Merit Reporter

13 ,and a Notary Public in and for the State of Maryland,

14 taken at The Baltimore County Office of Law, 400

15 Washington Avenue, 2nd Floor, Towson, Maryland, at 2:17

16 p.m., on Monday, January 13, 2003

17 -----

18

19

20 Reported by:

21 Martin J. Giordano, RMR

Reginald Lee

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1 Q. Well, the report wasn't made?
 2 A. He talked to the officers.
 3 Q. He was standing right where when?
 you -- does
 4 A. He was standing there with the other two
 mailed to you?
 5 officers.
 6 Q. At the time of your arrest?
 answering
 7 A. Yes.
 8 Q. Okay. My point is: He didn't know what was
 9 put in that report, did he?
 answered
 10 A. I'm alleging that he did, or he should have
 record that,
 11 known.
 information comes
 12 Q. He should have known what was in the report?
 about, that
 13 A. He either knew, or should have known.
 call you back
 14 Q. Of what was in the report?
 okay?
 15 A. Right.
 time we'll
 16 Q. Even though he didn't complete it?
 convenient for
 17 A. He knew or should have known. He
 for me. How
 18 participated in the arrest. He knew or should have
 District Court,
 19 known what I was being arrested for.
 half to get here,
 20 Q. Tell me what facts you have to support your
 should have left
 21 contention that he knew what was in either the

1 interrogatories?
 2 A. I'm pretty sure I did. Yes, I did.
 3 Q. Okay. And those were mailed to
 4 it give a date there of when they were
 5 A. 10th of December?
 6 Q. Right. Okay. Are you planning on
 7 those interrogatories?
 8 A. Next week.
 9 Q. Okay. Now, I -- since you haven't
 10 these, I'm going to let you know for the
 11 if, in your answers, any additional
 12 out that I feel like I need to question you
 13 I'll continue this deposition, and then
 14 to question you about those matters,
 15 A. With the understanding that next
 16 have to do it at a location that's more
 17 me, because this is way out of the way
 18 about like downtown United States
 19 because it took me like an hour and a
 20 and I was still late, which means I
 21 two hours early. That's too much of an inconvenience.

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1 statement of probable cause, or in the police report.
 2 A. Because they were talking together.
 understand you're not
 3 Q. Okay.
 rules require
 4 A. And I'm assuming they were talking about
 have them in
 5 arresting me and the reasons they were arresting me.
 the

1 Q. Well, I'm only saying that these answers
 2 should have been supplied, and I
 3 a lawyer and so forth and so on, but the
 4 that you answer these under oath. I don't
 5 time for your deposition, so that, if I get

6 Q. All right. Now, we'll return to this 6 answers, and there is information in the
answers that

7 subject, but, for right now, you said that you don't 7 is different from what I've heard here
today, or

8 have any of the documents listed in Number 2 other than 8 something new, then I'm going
to reserve the right to,

9 what you said about a couple of pay stubs where you 9 you know, depose you about that.

10 missed time from work; is that correct? 10 A. I don't have no problem with that.

11 A. Right. 11 Q. Okay.

12 Q. Let me show you another document that I'll 12 A. See, I don't have anything to hide.
The

k the reporter to mark, both as 2 and 3. o lice do.

(Whereupon, Lee Deposition Exhibit Nos. 2 and 14 . Let me ask you if you recognize Exhibit
15 3, Interrogatories, and Request for Production of 15 Number 3?

16 Documents, was marked for identification.) 16 A. Request for Production of
Documents. Yeah.

17 BY MR. NOLAN: 119 17 It look familiar.

18 Q. Let me show you Exhibit Number 2, Mr. Lee. 18 Q. And were you sent a copy of
those?

19 Do you recognize that? A. I'm pretty sure I was, yes.

20 A. Interrogatories. Yes, I do. 20 Q. That would be the Request for
Production of

21 Q. And did you receive a copy of those 21 Documents.
16 (Pages 58 to 61)

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1 A. Right.

2 Q. Are you planning on responding to that? 3 A. Yes, I am.

4 Q. When are you going to respond to that? 5 A. Next week.

6 Q. Okay. Have you ever used any aliases? 7 A. Nope.

8 Q. What's your marital status? 9 A. Single.

10 Q. Now, you mentioned something about you've

11 been looking for witnesses. What witnesses have you 12 been looking for?

13 A. One of my witnesses had moved away. 14 Q. Who is that?

15 A. A woman that got into a verbal exchange with

16 the white detective, Giganti. She came out in her

17 yard. He actually thought he had the authority to tell

18 her to go back in her house, and she explained to him,

19 "I'm on my property in my yard. You cannot make me go 20 back in my house."

21 Q. Okay. And what was her name again?

Page 63 1 A. Her first name was Taneika. I don't remember 2 her last name.

3 Q. Taneika?

4 A. Right.

5 Q. And what address does she live at or did she 6 live at?

7 A. She lived at 4115 Fairview.

8 Q. And are you saying she was a witness to what 9 happened in this -

10 A. Oh, absolutely.

11 Q. Okay. And had you discussed the matter with 12 her after?

13 A. I haven't seen her, no.

14 Q. So you did not see her from the day of the 15 incident?

16 A. I've seen her, but I haven't had a chance to

17 talk to her. They have moved since then, shortly after 18 that.

19 Q. Who is "they"? You say "they." Who are 20 "they"?

21 A. Her, her two children, and her husband.

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1 Q. What was her husband's name?

2 A. Herb.

3 Q. Excuse me?

4 A. Herb.

5 Q. Herb? What was his last name?

6 A. I don't know.

7 Q. And what efforts did you undertake to try to

8 locate her?

9 A. Well, I went by her girlfriend's house,

10 Donatte.

11 Q. Donatte?

12 A. Donatte.

13 Q. Can you spell that for me?

14 A. I'm not sure. D-O-N-A-T-T-E.

15 Q. Where does she live?

16 A. On North Avenue between Poplar Road and

17 Dukeland.

18 Q. Okay. So you've talked to the girlfriend,

19 Donatte?

20 A. Uh-huh.

21 Q. And what did she tell you?

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1 A. She told me she gave her my pager number, but

2 she don't know why she hasn't contacted me.

3 Q. Does Donatte know where she's living?

4 A. I'm pretty sure she does. She's the one that
5 gave me her pager number without her permission.

6 Q. Okay. All right. And the information that
7 Taneika possesses or that she has knowledge of is she
8 saw what took place; is that what you're saying?

9 A. She heard and saw most of it.

10 Q. But you have not discussed with her at any
11 time after the incident what exactly it is that she
12 knows about the incident?

13 A. No.

14 And what other witnesses have tried to

, Q. you
15 locate? Well, let me ask you this question first: Can
16 you tell me the names of all the witnesses who saw the
17 incident?

18 A. No. I can't tell you all of them. I know
19 Carlton and his wife.

20 Q. Carlton? Is that a first name, or his last
21 name?

Baltimore County
Office of Law
400 Washington Avenue Towson, Maryland 21204 410-887-4420
Fax: 410-296-0931
January 21, 2003

Mr. Reginald Lewis Lee
4121 Fairview Avenue
Baltimore, MD 21216

Re: Reginald Lee v. Officer Dante Hemingway, et al. U.S. District Court Civil Action
No. S-02-2843

Dear Mr. Lee:

As we discussed at your deposition on January 13, 2003, your Answers to Interrogatories and your Response to my Request for Production of Documents are now overdue. You advised me that you would prepare and send your responses to me. If I have not received your Answers to Interrogatories and your Response to the Request for Production of Documents by Friday, February 14, 2003, I will file a Motion for Sanctions with the Court requesting that your lawsuit be dismissed.

Very truly yours,
James J. Nolan, Jr.
Assistant County Attorney

JJN,Jr./ch

cc: Charles G. Byrd, Jr., Esquire Detective Nathan Stevenson

Come visit the County's Website at www.co.ba.md.us
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PHONE MESSAGE

FOR: EJG

DATE: 2-27-03

TIME: 4:21

Mr. Reginald Lee

Phone: Pager 410-3839-7866

Ex 7866

Re: Response to Interrog Lee v Off Hemingway